

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SERGE LANVIN,
and JEAN FRANCOIS ROBERT

Application No. 09/994,394

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER



This application was received electronically at the Board of Patent Appeals and Interferences on March 13, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below:

On June 27, 2007, an Examiner's Answer was entered into the record. Page 2 of the Examiner's Answer cites Ganneval (FR 2782504A1) as prior art. The record does not contain an English language translation of the Ganneval reference. While the Examiner noted in the Final Office Action of July 19, 2006 that U.S. Patent No.

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6,454,692 to Ganneval is relied on to understand the French reference, there is no statement that U.S. Patent No. 6,454,692 is an English equivalent to French reference FR 2782504A1.

Accordingly, it is

ORDERED that the application is returned to the Examiner for the following:

- 1) to obtain a full English translation of Ganneval reference;
 - 2) to providing such translation to the Appellants and for scanning into the file;
- and
- 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
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By: 

DALE M. SHAW

Chief Appeal Administrator

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